

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, January 5, 2016, in the Goldie Locke Room at The Duckworth Building, 217 North Fifth Street, Garland, Texas, with the following members present:

COUNCIL PRESENT:

Mayor	Douglas Athas
Mayor Pro Tem	B. J. Williams
Deputy Mayor Pro Tem	Lori Dodson
Council Member	Marvin 'Tim' Campbell
Council Member	Anita Goebel
Council Member	Stephen Stanley
Council Member	Billy Mack Williams
Council Member	Scott LeMay
Council Member	James Cahill

STAFF PRESENT:

City Manager	Bryan L. Bradford
City Attorney	Brad Neighbor
City Secretary	Eloyce René Dowl

CALL TO ORDER:

The meeting was called to order by Mayor Douglas Athas. Council Member Tim Campbell led the invocation and Pledge of Allegiance.

CONSENT AGENDA:

All items marked with asterisks (**) on the Consent Agenda were voted on at the beginning of the meeting. Mayor Athas read those items into the record. Motion was made by Council Member Campbell, seconded by Deputy Mayor Pro Tem Dodson, to approve items 1, 2a, 2b, 2c, 2d, 2e, 2f, 2g, 2h, 3a, 3b, 3c, 3d, 3e, 4, 5, and 8. Item 6 was pulled for discussion by Deputy Mayor Pro Tem Dodson and items 7 and 9 were pulled by Council Member Stanley for discussion. Council Member Billy Mack Williams did not vote on item 2c to avoid a possible conflict of interest. Motion carried, 9 ayes, 0 nays.

1. APPROVED**

Approval of the Minutes of the December 15, 2015 Regular Meeting.

2a. APPROVED**

Bid No. 6113-16 to Midwest Tapes, LLC in the amount of \$220,000.00 for Shelf-Ready Audiovisual Materials.

This request is to support the Library's selection and purchase of audiovisual materials to meet customer needs.

The contract includes cataloging, inventory, and physical processing so that materials arrive shelf-ready. This will be a Term Contract with four optional renewals.

2b. APPROVED**

Bid No. 6110-16 to CP&Y, Inc. in the amount of \$175,335.00 for Professional Engineering and Design Services.

This request is to provide professional surveying, geotechnical, environmental, and detailed construction plans for storm sewer installation at Valley Cove Drive, Fieldside Drive, and Rollingridge Drive including the Rollingridge/Fieldside and Fieldside/Wildbriar alleys. These storm sewer improvements are necessary to address flooding issues for the area residents.

2c. APPROVED**

Bid No. 6108-16 in the amount of \$96,200.00 to R-Delta Engineers, Inc. for a change order to a service agreement.

This request is for resolution of unanticipated property deed restrictions including plan revisions to address the relocation of the radio tower site and design requirements for the perimeter securing fencing.

2d. APPROVED**

Bid No. 6107-16 to Intergraph Corporation in the amount of \$291,656.86 for Public Safety Software Maintenance and Support.

This request is to continue the annual maintenance and support agreement for Intergraph Public Safety software. This maintenance agreement may be renewed annually as long as the City continues to utilize the Intergraph Software.

2e. APPROVED**

Bid No. 6100-16 to Webfortis in the amount of \$365,000.00 for Microsoft Dynamics CRM Maintenance and Support.

This request is to provide ongoing maintenance and support services for Microsoft CRM projects. This is a continuation of the previous contract that was awarded to Webfortis under Bid 3621-13.

2f. APPROVED**

Bid No. 6051-16 to Hargrave Power, Inc. in the amount of \$1,937,303.01 which includes an optional contingency of \$193,730.00, for a total bid of \$2,131,033.01 for the Olinger-Wylie 138 KV transmission line.

This request is to provide construction labor for the installation of 80 new and four replacement steel transmission structures. This project covers approximately 9.2 miles of transmission line from the Olinger Plant to the Wylie Switchyard as part of the Olinger-Wylie East Circuit CIP Project. Due to the complex nature of this project, an optional contingency is included for any unforeseen additional work that may be required.

2g. APPROVED**

Bid No. 5794-15 to Texoma Mfg., LLC in the amount of \$103,750.00 for Brush Trailers for Environmental Waste Services.

This request is for the purchase of two brush trailers to be utilized by the Environmental Waste Services Department in their daily operations.

2h. APPROVED**

Bid No. 6109-16 to Black & Veatch in the amount of \$119,566.00, which includes and optional contingency of \$11,956.20, for a total bid of \$131,522.20 for a change order to the service agreement.

This request is for reactor bank additions to TMPA Gibbons Creek Reactive Support CIP project. This is necessary for the configuration and programming of all new relay communications and Ethernet switches. The purpose of Addendum 1 to Service Agreement COG014 is for auto-transformer replacements necessary for the upgrade of the TMPA Gibbons Creek Switchyard control house lighting system.

3a. APPROVED**

Ordinance No. 6814 amending the zoning laws of the City of Garland by approving a Specific Use Provision for auto sales, new or used on a 1.425 acre tract of land zoned Industrial (IN) District and located at 923 S. Jupiter Road; providing for conditions, restrictions, and regulations; and providing for a penalty and an effective date. (File No. 15-38, Jerry DeFeo, District 6)

3b. APPROVED**

Ordinance No. 6815 amending the zoning laws of the City of Garland by approving a change of zoning from Single-Family-7 (SF-7) District and Planned Development (PD) District 68-63 to a Planned Development (PD) District for Single-Family-5 (detached) Uses, Single-Family (attached) Uses, Neighborhood Office (NO) Uses, Neighborhood Services (NS); and a Concept Plan for Single-Family (detached) Uses, Single-Family (attached) uses and retail; on 101.121 acres located southwest of the intersection of Shiloh Road and Buckingham Road providing for conditions, restrictions, and regulations; and providing for a penalty and an effective date. (File No. 15-41, Wilbow Corporation, District 7)

3c. APPROVED**

Ordinance No. 6816 amending the zoning laws of the City of Garland by approving an amendment to Planned Development (PD) District 12-41 for Mixed-Uses and a Detail Plan for dwelling, multi-family on a 42-acre tract of land located east of Shiloh Road, northwest of Holford Road, north of the Spring Creek Greenbelt and south of the future expansion of Naaman Forest Boulevard; providing for conditions, restrictions, and regulations; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland; providing a savings clause and a severability clause; and providing an effective date. (File No. 15-42, Western Rim Investors, District 7)

3d. APPROVED**

Ordinance No. 6817 amending the zoning laws of the City of Garland by approving an amendment to Planned Development (PD) District 12-41 for Mixed-Uses and Detail Plan for Mixed-Uses on a 19-acre tract of land located

southwest of PGBT/SH 190, northwest of Holford Road, north of future expansion of Naaman Forest Boulevard and east of Shiloh Road; providing for conditions, restrictions, and regulations; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland; providing a savings clause and a severability clause; and providing an effective date. (File No. 15-43, Western Rim Investors, District 7)

3e. APPROVED**

Ordinance No. 6818 amending the zoning laws of the City of Garland by approving 1) a zoning change from Agriculture (AG) District to Planned Development (PD) District for Single-Family-5 uses, Multi-Family uses and limited community office uses and 2) a concept plan for dwelling, single-family detached; dwelling, multi-family; elder care-independent living and restaurant on a 141.653-acre tract of land bound by Holford Road to the northwest, Spring Creek Forest Preserve to the northeast, north Garland Avenue to the southeast and Arapaho Road to the southwest; providing for conditions, restrictions, and regulations; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland; providing a savings clause and a severability clause; and providing an effective date. (File No. 15-45, Jacobs Engineering Group, Inc., District 7)

4. APPROVED**

Resolution No. 10230 approving and funding a 2015-16 Cycle 1 Neighborhood Vitality Matching Grant Project.

At the December 15, 2015 Work Session, Council considered the application for Neighborhood Vitality Funding for Firewheel Farms No. 2 neighborhood association.

5. APPROVED**

Resolution No. 10231 rescheduling the October 4, 2016 and December 20, 2016 Regular Meetings of the City Council; and providing an effective date.

At the January 5, 2016 Work Session, Council considered rescheduling the October 4 Regular Meeting to October 3, 2016. Council also considered scheduling the December 20, 2016 Regular meeting to December 13, 2016.

6. APPROVED

Resolution No. 10232 extending the local State of Disaster issued by Mayoral Proclamation on December 26, 2015 and providing an effective date.

In response to the tornado the night of December 26, 2015, the Mayor issued a declaration of disaster in order to implement the City's emergency response operations. By law, a mayoral declaration of disaster has a limited duration unless extended by formal action of the City Council. The Council is being asked to approve, by resolution, the extension of the declaration of disaster in order to continue the City's emergency and disaster relief operations.

Mayor Athas opened the discussion at 7:16 p.m. The speaker on this item was Brad Neighbor, City Attorney. Motion was made by Deputy Mayor Pro Tem Dodson to approve the item with the July 1, 2016 maturity date, seconded by Council Member Cahill to close the discussion at 7:23 p.m. Motion carried 9 ayes, 0 nays.

7. APPROVED

Ordinance No. 6819 prohibiting price gouging and controlling prices charged within the City of Garland during the current state of disaster; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland; providing a savings clause and a severability clause; and providing an effective and termination date.

As sometimes happens when a disaster strikes an area, some people see an opportunity to take advantage of the situation to the detriment of those affected by the disaster. The City has received complaints of price gouging, generally involving motel rooms located in the south part of the City near the area of tornado damage. Complaints have also been received about exorbitant prices being charged for tire

repair even though free tire repair is available throughout the area. Experience in other jurisdictions where disasters have struck has provided us with a list of other goods and services that are targeted for price gouging.

If the City Council approves the proposed ordinance, the Office of the City Attorney will process and prosecute complaints under the ordinance. Persons who have been victimized by price-gouging may contact the Office of the City Attorney to file a complaint. Although the City cannot recover damages on behalf of victims, the City can endeavor to stop price gouging from continuing. The proposed ordinance will terminate by its own terms on February 29, 2016 without further action of the City Council.

Mayor Athas opened the discussion at 7:24 p.m. The speaker on this item was Brad Neighbor, City Attorney. Motion was made by Council Member Stanley to approve the item as discussed, seconded by Deputy Mayor Pro Tem Dodson to close the discussion at 7:27 p.m. Motion carried 9 ayes, 0 nays.

8. APPROVED**

Minute action authorizing the purchase of debris removal and debris removal monitoring services.

In November 2014 the City Council authorized the solicitation of debris removal contracts that would be triggered in the event of a major debris-producing event. Now that such an event has occurred, the City Council is being asked to approve by minute action several agreements relating to debris removal arising from the December 26, 2015 tornado. There are essentially two sets of agreements involved, one for actual debris removal (which will include a back-up agreement as well), the other for debris removal monitoring services. The latter is necessary in order to document expenses for potential reimbursement of the City's debris removal agreement with TAG Grinding Services, Inc. in an amount not to exceed \$8.1 million; a standby debris removal agreement with DRC Emergency

Services, LLC in an amount not to exceed \$8.3 million; and a debris removal monitoring services agreement with True North Emergency Management, LLC in an amount not to exceed \$2 million.

9. APPROVED

Ordinance No. 6820 amending Section 30.226 of the Code of Ordinances by (1) requiring building permits for residential roof repair of more than \$2,000.00, and (2) establishing registration and bonding requirements for residential roofing contractors; and providing an effective date.

Council is requested to consider approval of an ordinance amending Section 30.226 of the Code of Ordinances by (1) requiring building permits for residential roof repair of more than \$2,000.00, and (2) establishing registration and bonding requirements for residential roofing contractors; and providing an effective date.

Mayor Athas opened the discussion at 7:28 p.m. The speaker on this item was Jim Olk, Building Official for the City of Garland. Motion was made by Council Member Stanley to approve the item as discussed, seconded by Council Member Goebel to close the discussion at 7:35 p.m. Motion carried 9 ayes, 0 nays.

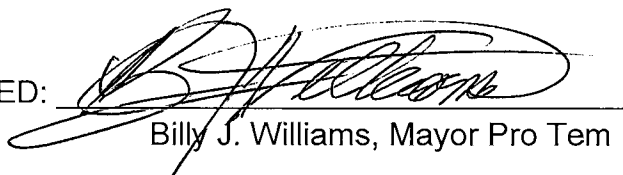
10. CITIZEN COMMENTS: Dwain Luna

11. ADJOURN:

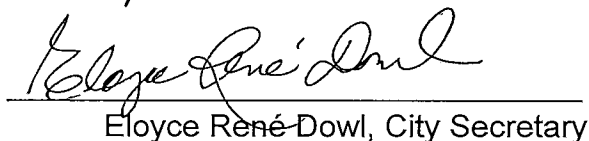
There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 7:37 p.m.

CITY OF GARLAND, TEXAS

APPROVED:


Billy J. Williams, Mayor Pro Tem

ATTEST:


Eloyce René Dowl, City Secretary

